# UTILITY PATENT APPLICATION **TRANSMITTAL**

(Only for new nonprovisional applications under 37 CFR 1.53(b)

Attorney Docket No.: 2004\_0199

First Named Inventor: Mitsuaki OSHIMA et al.

DATA PROCESSING APPARATUS

Express Mail Label No.:

#### APPLICATION ELEMENTS

See MPEP chapter 600 concerning utility patent application contents.

ADDRESS TO:

Commissioner for Patents P.O. Box 1450

Alexandria, VA 22313-1450

1. [X] Fee Transmittal Form

(Submit an original, and a duplicate for fee processing)

- 2. [] Small Entity Status is hereby asserted.
- 3. [X] Specification

[Total Pages: 32]

(preferred arrangement set forth below)

- Descriptive title of the Invention
- Cross References to Related Applications
- Statement Regarding Fed sponsored R & D
- Reference to Sequence Listing, a table, or a computer program listing appendix.
- Background of the Invention
- Brief Summary of the Invention
- Brief Description of the Drawings (if filed)
- Detailed Description

[X] Drawing(s) (35 USC 113)

- Claim(s)
- Abstract of the Disclosure
- [Total Sheets: 32]

[Total Pages: 2]

- 5. [X] Oath or Declaration
  - a.1. [] Newly executed (original or copy)
  - a.2. [] Unexecuted
  - [X] Copy from a prior application (37 CFR 1.63(d)) (for continuation/divisional with Box 18 completed)
    - i. [] DELETION OF INVENTOR(S)

Signed statement attached deleting inventor(s) named in the prior application, see 37 CFR 1.63(d)(2) and 1.33(b).

6. [] Application Data Sheet (see 37 CFR 1.76)

- 7. [] CD-ROM or CD-R in duplicate, large table or computer program (Appendix)
- [] Nucleotide and/or Amino Acid Sequence Submission (if applicable, all necessary)
  - a. [] Computer Readable Form
  - b. Specification Sequence Listing on:
    - i. [] CD-ROM or CD-R (2 copies); or
    - ii. [] Paper
  - c. [] The paper and computer readable copies are identical

#### ACCOMPANYING APPLICATION PARTS

- [] Assignment Papers (cover sheet & document(s))
- [] 37 CFR 3.73(b) Statement (when there is an assignee)
  - [] Power of Attorney
- 11. [] English Translation Document (if applicable)
- [X] Information Disclosure Statement (IDS)/PTO-1449
  - [] Copies of IDS Citations
- **Preliminary Amendment** 13.
  - [X] Return Receipt Postcard (MPEP 503) (Should be specifically itemized)
- 15. [] Certified Copy of Priority Document(s)
- (if foreign priority is claimed)
- 16. [] Request and Certification under 35 U.S.C. 122 (b)(2)(B)(i). Applicant must attach form PTO/SB/35 or its equivalent.
- 17. [X] Other 1. Claim of Priority Under 35 USC 119
  - 2. Change of Address

18. If a CONTINUING APPLICATION, check appropriate box, and supply the requisite information below, and in a preliminary amendment, or in an Application Data Sheet:

[X] Continuation

[] Divisional

[] Continuation-in-part (CIP)

of prior application No. 10/194,687

Prior Application Information: Examiner R. Ellis

Group Art Unit 2183

For CONTINUATION OR DIVISIONAL APPS only: The entire disclosure of the prior application, from which an oath or declaration is supplied under Bo 5b, is considered a part of the disclosure of the accompanying continuation or divisional application and is hereby incorporated by reference therein. The incorporation can only be relied upon when a portion has been inadvertently omitted from the submitted application parts.

19. CORRESPONDENCE ADDRESS

CUSTOMER NO.

000513

Thomas D. Robbins Registration No. 43,369

> WENDEROTH, LIND & PONACK, L.L.P. 2033 "K" Street, N.W., Suite 800 Washington, D.C. 20006-1021 Phone: (202) 721-8200 Fax:(202) 721-8250

> > February 6, 2004

THE COMMISSIONED IS ALT

FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

## IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Mitsuaki OSHIMA et al.

Serial No. NEW

Attn: APPLICATION BRANCH

Filed February 6, 2004

Attorney Docket No. 2004 0199

DATA PROCESSING APPARATUS (Rule 1.53(b) Continuation of Serial No. 10/194,687, Filed July 24, 2002)

THE COMMISSIONER IS AUTHORIZED TO CHARGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

### PATENT OFFICE FEE TRANSMITTAL FORM

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

Attached hereto is a check in the amount of \$770.00 to cover Patent Office fees relating to filing the following attached papers:

Rule 53(b) application \$770.00

Additional Claims Fee:

Excess of Twenty \$
Independent \$
Multiple Dependent Fee \$

A duplicate copy of this paper is being submitted for use in the Accounting Division, Office of Finance.

The Commissioner is authorized to charge any deficiency or to credit any overpayment associated with this communication to Deposit Account No. 23-0975, with the EXCEPTION of deficiencies in fees for multiple dependent claims in new applications.

Respectfully submitted,

Mitsuaki OSHIMA et al.

Thomas D. Robbins

Registration No. 43,369 Attorney for Applicants

TDR/asd WENDEROTH, LIND & PONACK, L.L.P. 2033 K St., N.W., Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 February 6, 2004

[Check No. <u>60066</u>

2004 0199

### IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of

Mitsuaki OSHIMA et al.

Serial No. NEW

Filed February 6, 2004

DATA PROCESSING APPARATUS (Rule 1.53(b) Continuation of Serial No. 10/194,687, Filed July 24, 2002)

Attn: Application Branch

Attorney Docket No. 2004\_0199

THE COMMISSIONER IS AUTHORIZED TO CHANGE ANY DEFICIENCY IN THE FEES FOR THIS PAPER TO DEPOSIT ACCOUNT NO. 23-0975

#### **CHANGE OF ADDRESS**

Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

*Effective immediately*, please note the following change of address for the undersigned attorney of record:

WENDEROTH, LIND & PONACK 2033 "K" Street N.W. Suite 800 Washington, D.C. 20006-1021 Telephone (202) 721-8200 Facsimile (202) 721-8250

Respectfully submitted,

Mitsuaki OSHIMA et al.

By

Matthew M. Jacob

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